# **APPENDIX D-4 Beneficiary Eligible Mitigation Action Certification**

# BENEFICIARY ELIGIBLE MITIGATION ACTION CERTIFICATION

Beneficiary State of Montana	
Lead Agency Authorized to	Act on Behalf of the Beneficiary Montana Department of Environmental Quality
	delegation of such authority to direct the Trustee delivered to the
	tion of Authority and Certificate of Incumbency)
Action Title:	Montana Clean Truck, Bus & Airport Equipment - AGSE AMENDED
Beneficiary's Project ID:	VWT2022-07 AMENDED
Funding Request No.  Request Type:	(sequential) 7 AMENDED  ☐ Reimbursement ☐ Advance
(select one or more)	Other (specify): Amendments to previous advance request
Payment to be made to:	■ Beneficiary
(select one or more)	☐ Other (specify):
Funding Request &	Attached to this Certification
Direction (Attachment A)	☐ To be Provided Separately
	SUMMARY
	SUMMART
	Appendix D-2 item (specify): 7. Airport Ground Support Equipment
* * *	Item 10 - DERA Option (5.2.12) (specify and attach DERA Proposal):
	request fits into Beneficiary's Mitigation Plan (5.2.1):
See attached Summary Su	• •
	ation Action Item Including Community and Air Quality Benefits (5.2.2):
See attached Summary S	upplement
Estimate of Autisin stad NOw	Dadusting (5.2.2)
Estimate of Anticipated NOx See attached Summa	
	al Entity Responsible for Reviewing and Auditing Expenditures of Eligible
	Insure Compliance with Applicable Law (5.2.7.1):
Montana Legislative Au	
Describe how the Beneficiary	will make documentation publicly available (5.2.7.2).
See attached S	ummary Supplement
	rement to be placed on each NOx source proposed to be mitigated (5.2.8).
See attached Summary S	
Degaribe how the Denefici	complied with cubpoverson 4.2.9 veleted to notice to U.S. Coversor
Agencies (5.2.9).	complied with subparagraph 4.2.8, related to notice to U.S. Government
On February 27, 2018 MTDEQ sent e-mail notices of	of availability of funds to representatives of the U.S. Department of Interior and U.S. Department of Agriculture listed in subparagraph 4.

If applicable, describe how the mitigation action will mitigate the impacts of NOx emissions on communities that have historically borne a disproportionate share of the adverse impacts of such emissions (5.2.10).

See attached Summary Supplement

### ATTACHMENTS (CHECK BOX IF ATTACHED)

✓	Attachment A	Funding Request and Direction.
<b>V</b>	Attachment B	Eligible Mitigation Action Management Plan Including Detailed Budget and Implementation and Expenditures Timeline (5.2.4).
<b></b>	Attachment C	Detailed Plan for Reporting on Eligible Mitigation Action Implementation (5.2.11).
<b>V</b>	Attachment D	Detailed cost estimates from selected or potential vendors for each proposed expenditure exceeding \$25,000 (5.2.6). [Attach only if project involves vendor expenditures exceeding \$25,000.]
	Attachment E	DERA Option (5.2.12). [Attach only if using DERA option.]
	Attachment F	Attachment specifying amount of requested funding to be debited against each beneficiary's allocation (5.2.13). [Attach only if this is a joint application involving multiple beneficiaries.]

#### **CERTIFICATIONS**

By submitting this application, the Lead Agency makes the following certifications:

- 1. This application is submitted on behalf of Beneficiary and the person executing this certification has authority to make this certification on behalf of the Lead Agency and Beneficiary, pursuant to the Certification for Beneficiary Status filed with the Court.
- 2. Beneficiary requests and directs that the Trustee make the payments described in this application and Attachment A to this Form.
- 3. This application contains all information and certifications required by Paragraph 5.2 of the Trust Agreement, and the Trustee may rely on this application, Attachment A, and related certifications in making disbursements of trust funds for the aforementioned Project ID.
- 4. Any vendors were or will be selected in accordance with a jurisdiction's public contracting law as applicable. (5.2.5)
- 5. Beneficiary will maintain and make publicly available all documentation submitted in

support of this funding request and all records supporting all expenditures of eligible mitigation action funds subject to applicable laws governing the publication of confidential business information and personally identifiable information. (5.2.7.2)

DATED:	03/05/2025	91B03A9D7ECC4E3  Dan Walsh
		Air, Energy & Mining Division Administrator
		Department of Environmental Quality for

State of Montana

### **ATTACHMENT A**

# **FUNDING REQUEST AND DIRECTION**

(Attachment to Appendix D-4, Beneficiary Eligible Mitigation Action Certification, pursuant to Paragraph 5.2 of the Environmental Mitigation Trust Agreement)

of Beneficiary State of M Trustee to make the fo			
	LEAD AGENCY	INFORMATION	
Beneficiary Name:	State of Montana	Lead Agency Contact Person:	Neal Ullman
Lead Agency Name:	Department of Environmental Quality	Lead Agency Email Address:	neal.ullman@mt.gov
Lead Agency Address:	1520 East 6th Ave. Helena, MT 59601	Lead Agency Fax:	
Lead Agency Phone:	406-444-6582	Lead Agency TIN:	81-0302402
· ·	hority to direct the Trustee ficate of Incumbency	ond to Lead Agency or any autor delivered to the Trustee pursu	<u> </u>
Action Title:	Montana Clean Truck, Bus & Airport Equipment - AGSE	Funding Request No:	VWT_007 AMENDED
Beneficiary's Project ID:	VWT2022-07 AMENDED		

# PAYMENTS REQUESTED

(attach additional pages if needed)

Amount	<b>Requested Date</b>	Payee	Request Type
\$233,897.21	3/11/2022 Montana Department of Environmental Quality		Advance

# PAYEE CONTACT AND WIRE INFORMATION

(fill out both tables below for each payee and payment identified in "Payments Requested" table on p. 1; attach additional pages if needed)

### PAYEE CONTACT INFORMATION

Action Title:	Montana Clean Truck, Bus & Airport Equipment - AGSE	Beneficiary Project ID:	VWT2022-07 AMENDED
Payee Name:	Montana Department of Environmental Quality	Payee Contact Person:	Neal Ullman
Payee Address:	1520 East 6th Ave. Helena, MT 59601	Payee Email Address:	neal.ullman@mt.gov
Payee Phone:	406-444-6582	Payee Fax:	
Payee TIN:	81-0302402		
Tayor Tilv.			

Payment Amount	Requested Date	Request Type
\$233,897.21	3/11/2022	Advance

#### WIRE INFORMATION

Receiving Bank Name:	US Bank, NA			
Receiving Bank Branch:	eceiving Bank Branch: Helena Branch			
Receiving Bank Address:	302 Last Chance Gulch, Helena, MT 59601			
Bank Swift ID:		National Routing No. / Bank ABA Number (Sort Code, BLZ)	092900383	
Amount of Wire:				
Message to Payee:	Account name: State of Monta	na Federal ID #81-0302402, <i>i</i>	Account #156041200221	
Instructions to Receiving Bank:				
For Credit to:	VW Funding - Attn: Denise h	Kelly		
Other Special Instructions:				

[Signature Block]



Neal Ullman Montana Department of Environmental Quality

## **SUMMARY Supplement Appendix D-4**

#### **Explanation of how funding request fits into Beneficiary's Mitigation Plan (5.2.1)**

DEQ set aside approximately 10% of the funds, or \$1.26 million to be available for eligible vehicle upgrades and replacements based on level of interest and demand due to vehicle technology advancements and other factors as authorized under Eligible Mitigation Actions 1-4, 6-8, & 10.

Detailed Description of Mitigation Action Item Including Community and Air Quality Benefits (5.2.2) Montana DEQ solicited applications from public and private entities across Montana to partially reimburse the replacement and scrapping of projects authorized under Eligible Mitigation Actions 1, 2, 6 & 7. Four applications for three belt loaders and one push back tractor were received from the Missoula County Airport Authority (MSO). MSO owns and operates airport ground support equipment that are eligible for replacement under EMA7. Trust funds will help MSO replace three diesel belt loaders and one gasoline push back tractor with battery-electric replacements. The airport equipment will operate in Missoula County, which is a priority area identified in DEQ's Beneficiary Mitigation Plan. The equipment operates in an area that has high levels of PM-2.5 pollution, and diesel PM pollution when compared with the rest of Montana.

#### **Estimate of Anticipated NOx Reductions (5.2.3)**

Montana DEQ estimated NOx emission reductions using the Alternative Fuel Life-Cycle Environmental and Economic Transportation (AFLEET) Tool provided by Argonne National Laboratories (<a href="https://greet.es.anl.gov/afleet">https://greet.es.anl.gov/afleet</a>). We calculated reductions for each of the pieces of airport equipment using the provided fuel type, usage, and replacement fuel. We estimate total reductions in NOx emissions of 730 pounds total over five years.

#### Describe how the Beneficiary will make documentation publicly available (5.2.7.2)

MTDEQ maintains a webpage describing the Montana's Volkswagen Environmental Mitigation Program for State Beneficiaries. The Volkswagen Mitigation Trust webpage can be found at: <a href="https://deq.mt.gov/energy/Programs/fuels">https://deq.mt.gov/energy/Programs/fuels</a>. Copies of the funding request certifications to the Trustee will be available through links on this web page.

Application materials, reimbursement requests, and other documentation submitted by applicants and funding recipients for Montana's Volkswagen Environmental Mitigation Program are available to the public either through the website, or upon request pursuant to Montana Code Annotated Title 2, chapter 6, part 10.

# Describe any cost-share requirement to be placed on each NOx source proposed to be mitigated (5.2.8):

Airport equipment purchased by government airport authorities were eligible for reimbursement up to 70% of the cost of each new piece of equipment. MSO will receive a maximum of \$236,095 for replacement of three belt loaders and one push back tractor with new all-electric models and the charging infrastructure associated with each new equipment. MSO's estimated cost share will be 30% with a total purchase price expected to be \$337,280.

If applicable, describe how the mitigation action will mitigate the impacts of NOx emissions on communities that have historically borne a disproportionate share of the adverse impacts of such emissions (5.2.10)

The four pieces of airport equipment funded by this request will replace older diesel and gasoline equipment operating in Missoula County. Missoula County is identified in Montana's Beneficiary Mitigation Plan as a priority county based on annual mobile sources of nonroad NOx emissions. Missoula County is also one of the top counties for registrations of the offending Volkswagen diesel vehicles.

The service area in Missoula shows higher levels of poverty and pollution, asthma rates and other environmental and economic indicators when compared with the rest of Montana using EPA's EJSCREEN tool at (<a href="https://www.epa.gov/ejscreen">https://www.epa.gov/ejscreen</a>). Replacing older airport equipment with electric equipment reduces exposure to diesel pollution in this area.

#### **ATTACHMENT B**

# PROJECT MANAGEMENT PLAN INCLUDING DETAILED BUDGET AND IMPLEMENTATION AND EXPENDITURES TIMELINE (5.2.4)

This funding request will provide advance funds to the Montana Department of Environmental Quality (MTDEQ) for the implementation of airport ground support equipment replacements under the Montana Clean Truck, Bus & Airport Equipment Program. The actions covered by this funding request are consistent with Eligible Mitigation Action 7 (Airport Ground Support Equipment) of the State Trust Agreement and with Montana's Beneficiary Mitigation Plan (page 8), which allocated 10 percent of Montana's Volkswagen EMT funding for on project demand.

#### AIRPORT GROUND SUPPORT EQUIPMENT TO BE FUNDED THROUGH THIS REQUEST

Three all-electric belt loaders and one all-electric push back tractor will be funded through this request. The successful applicant was the Missoula County Airport Authority.

#### PROJECT SCHEDULE AND TIMELINE, CLEAN AIRPORT EQUIPMENT PROJECT

Project Milestone	Date
Montana DEQ posts information and application materials on agency	28 September, 2021
website; e-mail notification to Volkswagen Mitigation stakeholders list	
Deadline for submission of applications	14 January, 2022
Review of applications	Within 14 days of
	application deadline
Formal notification to successful applicants	Within 30 days of
	application deadline
Montana DEQ submits Project Certification and Funding Direction for	March 2022
Advanced Funding	
Finalization of contracts with funding recipients	May 2022
Trustee allocates Advanced Funding to MTDEQ	May 2022
Montana DEQ reports on project progress	July 2022
Montana DEQ reports on project progress	December 2022
Montana DEQ reports on project progress	July 2023
Montana DEQ reports on project progress	December 2023
Montana DEQ reports on project progress	July 2023
Montana DEQ reviews reimbursement requests from recipients and provides	Q2 2022 – Q2 2023
payments for projects completed.	
Deadline for completion of airport equipment replacement project	January 2024June
	<u>2023</u>
MTDEQ reports project completion	July 2024 December
	<u>2023</u>

# **Project Budget**

Period of Performance: May 2022 – <del>January 2024</del> <u>June 2023</u>			
Budget Category	Share of Total Budget to be Funded by the Trust	Cost-Share to be Paid by Project Recipient	Total Budget Amount

Costs associated with	\$ <del>236,095</del> 224,901.16	\$ <del>101,185</del> 96,386.63	\$ <del>337,280</del> 321,287.79
replacement of airport			
equipment			
Contractor Support	\$0	\$0	\$0
Subrecipient support	\$0	\$0	\$0
Administrative Costs	\$ <del>9,443.80</del> 8,996.05	\$0	\$ <del>9,443.80</del> <u>8,996.05</u>
(15%)			
Program planning,			
development, outreach,			
and administration			
Project Totals	\$ <del>245,538.80</del> 233,897.21	\$ <del>101,185</del> <u>96,386.63</u>	\$ <del>346,723.80</del> <u>330,283.84</u>
Percentage	70%	30%	100%

### PROJECTED ANNUAL TRUST ALLOCATIONS

	2022	2023	2024
1. Anticipated			
Annual Project			
Funding Request to			
be paid through			
the Trust	\$ <del>5,550,695.96</del> <u>5,382,298</u>	\$ <del>2,848,081.94</del> <u>0</u>	\$ <del>217,056.00</del> 0
2. Anticipated			
Annual Cost Share	\$ <del>1,100,431.41</del> <u>1,067,248</u>	\$ <del>569,616.39</del> 0	\$ <del>43,411.20</del> <u>0</u>
3. Anticipated			
Total Project			
Funding by Year			
(line 1 plus line 2)	\$ <del>6,651,127.37</del> <u>6,449,546</u>	\$ <del>3,417,698.32</del> 0	\$ <del>260,467.20</del> 0
4. Cumulative			
Trustee Payments			
Made in Previous			
Years Against			
Cumulative			
Approved			
Beneficiary			
Allocation	\$ <del>3,986,590.10</del> 3,005,498	\$ <del>9,537,286.06</del> <u>8,387,796</u>	\$ <del>12,385,368.00</del> <u>8,387,796</u>
5. Current			
Beneficiary Project			
Funding to be paid			
through the Trust			
(line 1)	\$ <del>5,550,695.96</del> <u>5,382,298</u>	\$ <del>2,848,081.94</del> <u>0</u>	\$ <del>217,056.00</del> 0
6. Total Funding			
Allocated to			
Beneficiary,			
inclusive of Current			
Action by Year (line			
4 plus line 5)	\$ <del>9,537,286.06</del> <u>8,387,796</u>	\$ <del>12,385,368.00</del> <u>8,387,796</u>	\$ <del>12,602,424.00</del> <u>8,387,796</u>
7. Beneficiary			
Share of Estimated	\$ <del>8,615,833.90</del> 9,596,927	\$ <del>3,065,137.94</del> 4,214,629	\$ <del>217,056.00</del> 4,214,629

Funds Remaining in			
Trust at Start of			
Year			
8. Net Beneficiary			
Funds Remaining in			
Trust, net of			
cumulative			
Beneficiary			
Funding Actions			
(line 7 minus line			
5)	\$ <del>3,065,137.94</del> <u>4,214,629</u>	\$ <del>217,056.00</del> 4,214,629	\$ <del>0.00</del> 4,214,629

#### **ATTACHMENT C**

# DETAILED PLAN FOR REPORTING ON ELIGIBLE MITIGATION ACTION IMPLEMENTATION (5.2.11)

The Montana Department of Environmental Quality (DEQ) will provide detailed reporting on this funding request under Eligible Mitigation Action 7 (Airport Ground Support Equipment) in two ways: 1) timely updates to DEQ's Volkswagen Environmental Mitigation Program web page and 2) semi-annual reports to the Trustee as required by subparagraph 5.3 of the Environmental Mitigation Trust for State Beneficiaries.

#### **DEQ** Website

DEQ has a webpage dedicated to the Volkswagen Environmental Mitigation Program that includes projects and actions that are eligible for funding and the status of funding. The website is found at: <a href="https://deq.mt.gov/energy/Programs/fuels">https://deq.mt.gov/energy/Programs/fuels</a>. Copies of funding request certifications to the Trustee will be available through this web page. This page will link to current and past projects and categories funded through the Trust.

Application materials, reimbursement requests, and other documentation for Montana's Volkswagen Environmental Mitigation Program are available to the public either through the website, or upon request pursuant to Montana Code Annotated Title 2, chapter 6, part 10.

#### **Semi-Annual Reports to the Trustee**

As required by subparagraph 5.3 of the Environmental Mitigation Trust Agreement for State Beneficiaries, DEQ will submit a report to the Trustee within six months of the first disbursement and thereafter no later than January 30 and July 30 for preceding six-month periods. These reports will describe the progress implementing current and any other Eligible Mitigation Action ongoing during the reporting period. These reports will include a summary of all costs expended and a complete description of the status (including actual or projected termination date), development implementation, and any modification of the Eligible Mitigation Action. These semi-annual reports to the Trustee will be available for public access through links on the main Volkswagen Trust page on the DEQ website.

#### **ATTACHMENT D**

# DETAILED COST ESTIMATES FROM SELECTED VENDORS FOR EACH PROPOSED EXPENDITURE EXCEEDING \$25,000 (5.2.6)

Agency	Equipment	Manufacturer	Model	Fuel	Quantity	Expected Purchase
						Price
Missoula	Belt loader	TLD	NBL-E	Electric	1	\$ <del>72,269</del> 64,723
County	& charger					
Airport						
Authority						
Missoula	Belt loader	TLD	NBL-E	Electric	1	\$ <del>72,269</del> 64,723
County	& charger					
Airport						
Authority						
Missoula	Belt loader	TLD	NBL-E	Electric	1	\$ <del>72,269</del> 64,723
County	& charger					
Airport						
Authority						
Missoula	Push back	Lekto	AP8850SDA	Electric	1	\$ <del>129,473</del> 118,287.25
County	tractor &					
Airport	charger					
Authority						

Each applicant for the Montana Clean Truck, Bus & Airport Equipment Program were required to seek at least three price quotes for airport equipment and submit them with their application.



#### Invoice

Original

Date 2023-02-09

#### CLU 10000076

1/3 Page

Cu	stomer	Delivery Point
52: MI	SSOULA COUNTY AIRPORT AUTHORITY 25 HWY 10 WEST SSOULA, MT 59808 IITED STATES OF AMERICA	MISSOULA COUNTY AIRPORT AUTHORITY 5225 HWY 10 WEST MISSOULA, MT 59808 UNITED STATES OF AMERICA

Your ID : MISO013 MISSOULA COUNTY AIRPORT AUTHORITY

Your Tax Number Our Tax Number : 820517302

Invoice Line Item		Order Unit	Quantity	Price USD EA	Tax Rate Ta	x Amount	Discount	Total USD
1 P25916568NBL		EA	1.0000	58,923.00		0.00	0.00	58,923.00
Item Description	: NBL CONVEYOR BELT (ELEC	CTRIC						
Line Description	: NBL CONVEYOR BELT (ELEC	CTRIC						
Country of Origin	:		HS Code			:		
Order	: C25336142 1		Customer	Order		: 2022-23-01		
The second secon								

002 - Handrail 3 position collapsible: RHS handrail only

052 - Manual handpump

042 - Exide Lead-Acid Battery 80 volts, 420Ah with EURO320 connector

076 - CD manual

046 - Onboard charger 220VAC 000.00 MATERIAL SURCHARGE

053.2 - Variable belt speed option from 0 to 30m/min

Serial Number Serial Number : T78012

P25916569NBL 1.0000 58,923.00 0.00 0.00 58,923.00 EΑ

HS Code

Item Description : NBL CONVEYOR BELT (ELECTRIC Line Description : NBL CONVEYOR BELT (ELECTRIC

Country of Origin

: 2022-23-01 : C25336142 2 Customer Order Order

002 - Handrail 3 position collapsible: RHS handrail only

052 - Manual handpump

042 - Exide Lead-Acid Battery 80 volts, 420Ah with EURO320 connector

076 - CD manual

046 - Onboard charger 220VAC 000.00 MATERIAL SURCHARGE

053.2 - Variable belt speed option from 0 to 30m/min

Serial Number : 1 Serial Number : T78172,

3 P25916570NBL 1.0000 58,923.00 0.00 0.00 58,923.00

: NBL CONVEYOR BELT (ELECTRIC Item Description Line Description : NBL CONVEYOR BELT (ELECTRIC

Country of Origin HS Code

> 0.00 Carry Forward



#### Invoice

#### CLU 10000076

Page 2/3

: 250 MIS0013 MISSOULA COUNTY AIRPORT AUTHORITY **Business Partner** 

Invoice Line Item Order Unit Quantity Price USD Tax Rate Tax Amount Discount Total EΑ USD Carry Forward 0.00

: C25336142 3 Order Customer Order : 2022-23-01

002 - Handrail 3 position collapsible: RHS handrail only

052 - Manual handpump

042 - Exide Lead-Acid Battery 80 volts, 420Ah with EURO320 connector

076 - CD manual

046 - Onboard charger 220VAC 000.00 MATERIAL SURCHARGE

053.2 - Variable belt speed option from 0 to 30m/min

Serial Number : 1 Serial Number : T78173,

4 FREIGHT-UNITS EΑ 1.0000 17,400.00 0.00 0.00 17,400.00

Item Description

Line Description : FREIGHT FOR UNITS

Country of Origin HS Code

: C25336142 4 Customer Order : 2022-23-01 Order

Serial Number

		TAX SUM	MARY			
Tax Authority	Exempt	Exemption Certificate	Taxable Amount [USD]	Rate	Tax Amount [USD]	Tax Amount [USD]
State MONTANA	No		194169.00	0.000	0.00	0.00

INVOICE: brian. ellest ad@flymissoula.com; abailey@flymissoula.com; dneuman@flymissoula.com; dlymissoula.com

TRACKING: brian. ellest ad @flymissoula.com; abailey @flymissoula.com; dneuman @flymissoula.co

flymissoula.com

ATTN:DAN NEUMAN

4067284381

#### SFR#40989;SOR:43442;SOL:30449

Goods	Costs	Discount	Settlements	Taxable Amount	Total	Total
					Tax Amount	
176,769.00	17,400.00	0.00	0.00	194,169.00	0.00	194,169.00

Payment Terms : Net 30 Days **Delivery Terms** : US3 : CLU/10000076 Please state with your payment



#### **Invoice**

#### CLU 10000076

Page 3/3

For questions, contact : DUMMY EMPLOYEE MIGRATION

: AERO SPECIALTIES Please Remit to

International Bank Account Number: Swift Code

Due On : 2023-Mar-11



Fortbrand Services LLC 50 Fairchild Court Plainview, NY 11803

Telephone: 516-576-3200 Fax: 516-576-3221

Bill To Ship To

MISSOULA MONTANA AIRPORT 5225 WEST BROADWAY MISSOULA, MT 59808 MISSOULA MONTANA AIRPORT 5225 WEST BROADWAY MISSOULA, MT 59808 **Invoice** 

70759

MISSOULA

Invoice No.

Customer No.

Contact:DAN F. NEUMANContact:DAN F. NEUMANTelephone:460-370-3393Telephone:460-370-3393

			_	_
Invoice Date	Lease #	Ordered By	Customer PO Number	Payment Method
09/13/22		_	2002-23-01	DUE UPON RECEIPT
Ship Via		F.O.B.	Salesperson	Resale Number
			NICOLE ROMEO	

				NICOLE ROMEO		
Order Quantity	Ship Quantity	Tax	Item Number / Descri	ption	Unit Price	Extended Price
1.00	1.00	Y	SOE U SALE OF ONE Lektro 8850 UNIT# 100347, S/N: A86125-822A	of M: EA	115,322.25	115,322.25
1.00	1.00	Y		of M: EA OF THE UNIT	2,965.00	2,965.00

	Total Paid	USD 0.00
	<b>Balance Due</b>	USD 118,287.25
	<b>Due Date</b>	09/13/22

Subtotal	118,287.25
Invoice Total	USD 118,287.25

Printed By: Elsa